

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

ROSCOE LOUIS HOLLOWAY,)
AIS #154358,)
Petitioner,)
vs.) 3:07-CV-186-MEF
BILLY MITCHEM, WARDEN, *et al.*,)
Respondents.)

RESPONSE TO MOTION TO COMPEL

Come now the Respondents in the above-styled case, in response to Holloway's motion to compel, filed on July 9, 2008, and respond as follows:

1. Holloway alleges that the Respondents have not complied with the Court's order in furnishing a copy of Holloway's guilty plea transcript to the Court. This is incorrect. The Respondents filed a copy of the transcript with the Court on June 26, 2008, and also mailed a copy to Holloway. (Doc. 21, 21-2)
2. Therefore, this Court should deny Holloway's motion to compel. The Respondents would also point out that Holloway made a similar claim that he

never received a copy of the Court's order granting the Respondents an extension of time to comply with the order for the transcript. (Doc. 19)

Respectfully submitted,

Troy King (KIN047)

Attorney General

By:

/s/Jean-Paul M. Chappell

Jean-Paul M. Chappell

Assistant Attorney General

#CHA073

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of July, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: Roscoe Holloway, AIS #154358, Limestone Correctional Facility, 28779 Nick Davis Road, Harvest, Alabama 35749.

Respectfully submitted,

/s/Jean-Paul M. Chappell (CHA073)
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